Office of Legal Affairs

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OHIO UNIVERSITY

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May 30, 2002

Barry S. Persh 1200 N. Hampshire Ave NW Suite 800 Washington D.C. 20036-6802

Dear Mr. Persh:

The Ohio University, a state of Ohio institution of higher education and a FCC broadcast permittee has been found to be responsible for one adverse adjudication. This involved an Ohio Court of Appeals, which overturned a decision involving defamation by Ohio Court of Claims; and further this decision was not overruled by the Ohio Supreme Court.

The matter involved an "O.J. Simpson" type comment by an Ohio University Health Program administrator that a former student was really "guilty" of a sexual assault after The Ohio University expelled him for a sexual assault in a residence hall, after he was later criminally tried resulting in a hung jury and the prosecution decided not to retry the emotional impact on the victim.

This is a unique case in Ohio law, and a hearing for possible damages will be held sometime in 2002. This matter did not involve the operations of WOUB-TV and Radio; and if there are any questions about this matter please contact me.

Sincerel

John F. Burns

Director

JFB:vsp